

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**SCOTTSDALE INSURANCE CO.,
Plaintiff,**

v.

**NEW CENTURY BUILDERS &
DEVELOPERS, LLC**

Defendant.

**NEW CENTURY BUILDERS &
DEVELOPERS, LLC**

Counter Claimant,

v.

SCOTTSDALE INSURANCE CO.,

Counter Defendant.

**CIVIL ACTION
NO. 22-3205**

ORDER

AND NOW, this 29th day of September, 2023, for reasons set forth in the Opinion issued on this date, **IT IS ORDERED THAT:**

1. Plaintiff Scottsdale Insurance Company's (Scottsdale's) Motion for Judgment on the Pleadings (ECF No. 12) is **GRANTED**.

2. Scottsdale's request for declaratory judgment, *see* ECF No. 1, is **GRANTED**, and this Court **DECLARES** that Scottsdale Insurance Company has no duty to defend or indemnify New Century Builders & Developers, LLC in connection with *Lucas v. MJ3 Properties, LLC, et al.*, No. 200200509, which is pending in the Philadelphia Court of Common Pleas.

3. The Clerk of Court shall **CLOSE** this case.

BY THE COURT:

/s/ Kai N. Scott

HON. KAI N. SCOTT

United States District Court Judge